

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

MIMI'S SWEET SHOP, INC. ®,

Plaintiff,

v.

CHARTER TOWNSHIP OF LANSING
DOWNTOWN DEVELOPMENT
AUTHORITY, STEVEN M. HAYWARD,
MICHAEL G. EYDE, EASTWOOD LLC,
TOWNEAST LLC, TOWNEAST PARKING
LLC,

Defendants.

Case No: 1:18-cv-000337-JTN-
ESC

Hon. Janet T. Neff,
District Court Judge

**DEFENDANT CHARTER
TOWNSHIP OF LANSING
DOWNTOWN DEVELOPMENT
AUTHORITY'S MOTION FOR
AN EXTENSION OF TIME
TO FILE RESPONSIVE
PLEADING**

Oral Argument Requested

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**DEFENDANT CHARTER TOWNSHIP OF LANSING DOWNTOWN DEVELOPMENT
AUTHORITY'S MOTION FOR AN EXTENSION OF TIME
TO FILE RESPONSIVE PLEADING**

Oral Argument Requested

Defendant Charter Township of Lansing Downtown Development Authority moves for an extension of time to file a responsive pleading and states as follows:

1. Plaintiff filed a Second Amended Complaint and Jury Demand on September 12, 2018. (Dk. 40, Second Amended Complaint and Jury Demand).

2. Defendant Charter Township of Lansing Downtown Development Authority wishes to file as its first responsive pleading a motion to dismiss Plaintiff's Second Amended Complaint under Fed. R. Civ. P. 12(b)(6) and 41(b).

3. Under the Court's Civil Practice Guidelines, before any defendant may file a dispositive motion, the defendant must file a pre-motion conference request.

4. Contemporaneously with the filing of this motion for an extension of time, Defendant Charter Township of Lansing Downtown Development Authority is filing its pre-motion conference request, setting forth a brief overview of the grounds upon which it intends to base its motion to dismiss and requesting the Court schedule a pre-motion conference and set a briefing schedule for the motion.

WHEREFORE, because Defendant Charter Township of Lansing Downtown Development Authority is not permitted to file its proposed motion to dismiss until the Court grants it permission to do so following the pre-motion conference, Defendant Charter Township of Lansing Downtown Development Authority respectfully requests that the Court grant it an extension of time to file its responsive pleading to a date set by the Court, and for such further relief as the Court deems appropriate.

Respectfully submitted,

FOSTER, SWIFT, COLLINS & SMITH, P.C.
Attorneys for Defendant Charter Township of Lansing
Downtown Development Authority

Dated: September 26, 2018

By: /s/ Thomas R. Meagher
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Hon. Janet T. Neff,
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CERTIFICATE OF SERVICE

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I hereby certify that on September 26, 2018, I electronically filed the ***Defendant Charter Township of Lansing Downtown Development Authority's Motion for an Extension of Time to File Responsive Pleading*** with the Clerk of the Court using the ECF system.

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